

AMENDED PERMIT

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: DESERT UTILITIES, INC.
Source: UNDERGROUND
Basin: PAHRUMP VALLEY
Manner of Use: MUNICIPAL
Period of Use: JANUARY 1ST THROUGH DECEMBER 31ST
Priority Date: 11/01/1966

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This amended permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 23471, Certificate 7775, is issued subject to the terms and conditions imposed in said Permit 23471, Certificate 7775 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a two (2) inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71363, 71937, 71938, 72967, 73592, 73593, 73646, 73647, 73691, and 76361, being owned by Desert Utilities, Inc. and having the same place of use, shall not exceed 11.79 cubic feet per second and 2,794.99 acre-feet annually. Permits 64574 and 64575 are for backup water only and do not add to the total combined duty of water.

The total combined duty of water under Permits 59605, 64043, 64574, 65562, 65715, 66829, 67950, 71937, 72967, 73592, 73691 and 76361, having the same point of diversion (Well #4), shall not exceed 4.563 cubic feet per second and 1,324.09 acre-feet annually.

(Continued on Page 2)

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.068 cubic feet per second but not to exceed 37.35 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

Filed June 19, 2007

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

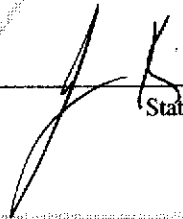
June 23, 2017

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 8th day of **October, 2013**

 P.E.

State Engineer

See Amended Permit

NO. 72967

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 27 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 27 2001 under 67016

The applicant **Desert Utilities, Inc.** hereby makes application for permission to change the **Point of Diversion, Place of Use and Manner of Use of a portion** of water heretofore appropriated under **Permit 23471, Certificate 7775**

1. The source of water is **Underground, Well #4**
2. The amount of water to be changed **0.068 c.f.s., 37.35 acre-feet annually**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21, T. 19 S., R. 53 E., MDM or at a point from which the NE corner of said Section 21 bears North 44°17'57" East, a distance of 3,883.46 feet. (Desert Utilities, Inc. Well #4)**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T.21 S., R.53 E., MDM, or at a point from which the E $\frac{1}{4}$ corner of said Section 12 bears North 87°19' East, a distance of 1,314 feet.**
7. Proposed place of use **SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15; all of Section 21; SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$, NE $\frac{1}{4}$ excluding all lands located Westerly from the East right-of-way line of State Hwy. 160, Section 22; all of Section 28 excluding the SW $\frac{1}{4}$ SE $\frac{1}{4}$; N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29; T.19 S., R.53 E., MDM.**
8. Existing place of use **Within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12, T.21 S., R.53 E., MDM. (of the Certificated 137.2 acres, this application removes 7.47 acres, specifically APN's 44-531-10 and 44-531-22.)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works. **Well, pump motor and water distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **10 years**
15. Remarks: **This water is being transferred to Desert Utilities, Inc. for development of the Richland Estates Subdivision. Please use maps on file at the Division of Water Resources under Application 67016 to support the proposed Point of Diversion and Place of Use, and**

NO. 72967

See Amended Permit

under Permit 23471 to support the existing Point of Diversion and Place of Use.

Bruce R. Scott, Resource Concepts, Inc.
By s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared sg/sam lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner of use and place of use of a portion of the waters of an underground source as heretofore granted under Permit 23471, Certificate 7775, is issued subject to the terms and conditions imposed in said Permit 23471, Certificate 7775, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59604, 59605, 59606, 64043, 64044, 64574, 64575, 65101, 65562, 65715, 66829, 67016, 67950, 69430, 71363, 71937, 71938 and 72967 shall not exceed 1663.989 acre-feet annually.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The issuance of this permit is for the consumptive use portion only, being 26.145 acre-feet of the 37.35 acre-feet portion of the base right. The remainder, 11.205 acre-feet, remains in the groundwater source.

The issuance of this permit abrogates 37.35 acre-feet annually from Permit 23471, Certificate 7775.

See Amended Permit

72967

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.068 cubic feet per second, but not to exceed 26.145 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 23, 2007

Proof of completion of work shall be filed on or before:

June 23, 2007

Water must be placed to beneficial use on or before:

May 23, 2017

Proof of the application of water to beneficial use shall be filed on or before:

June 23, 2017

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 18th day of October, A.D. 2006

Tracy Taylor, P.E.
State Engineer

Completion of work filed JUN 19 2007

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____